

PATENT
Docket No. 297912002103

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ER 038495456 US, in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Date: February 5, 2004 Signature  (Linda J. Burleigh)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

William COLONE

Serial No.: Not Yet Assigned

Filing Date: Not Yet Assigned

For: RADIALLY EXPANDABLE
POLYTETRAFLUOROETHYLENE

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents (other than USPN 5,662,713 to Anderson et al. and USPN 5876,445 to Anderson et al., which are submitted herewith) were previously submitted in an Information Disclosure Statement and/or Office Action, directed to the related application Serial Number 08/888,438, filed July 7, 1997, and, accordingly, copies are not included herewith. This protocol conforms

with 37 C.F.R. §1.98(d) and M.P.E.P. 609(A)(2). The Examiner is requested to make these documents of record in the application.

This Information Disclosure Statement is submitted:

- With the application; accordingly, no fee or separate requirements are required.
- Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
 - A fee is required. A check in the amount of __ is enclosed.
 - A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
 - A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly; no fee is believed to be due.
- After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
 - A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of __ is enclosed.
 - A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17 is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search

has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing **(297912002103)**. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: February 5, 2004

Respectfully submitted,

By:

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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)		Docket Number 297912002103	Application Number Not Yet Assigned
		Applicant	COLONE
		Filing Date Not Yet Assigned	Group Art Unit Not Yet Assigned
		Mailing Date February 5, 2004	

U.S. PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Name	Class	Subclass	Filing Date If Appropriate
	1.	11/14/61	3,008,187	Slade			
	2.	07/12/66	3,260,774	Harlow			
	3.	06/18/68	3,389,201	Alsup et al.			
	4.	07/02/68	3,391,221	Gore et al.			
	5.	04/24/76	3,953,566	Gore			
	6.	05/24/77	4,025,679	Denny			
	7.	08/01/78	4,104,394	Okita			
	8.	08/29/78	4,110,392	Yamazaki			
	9.	02/05/80	4,187,390	Gore			
	10.	10/28/80	4,229,838	Mano			
	11.	02/10/81	4,250,138	Okita			
	12.	07/07/81	4,277,429	Okita			
	13.	08/11/81	4,283,448	Bowman			
	14.	06/01/82	4,332,035	Mano			
	15.	05/24/83	4,385,093	Hubis			
	16.	10/23/84	4,478,665	Hubisa			
	17.	11/03/84	4,482,516	Bowman et al.			
	18.	12/24/85	4,560,374	Hammerslag			
	19.	01/29/85	4,496,507	Okita et al.			
	20.	03/18/86	4,576,869	Malhotra			
	21.	03/29/88	4,733,665	Palmaz			
	22.	05/10/88	4,743,251	Barra			
	23.	10/11/88	4,776,337	Palmaz			
	24.	05/02/89	4,826,725	Harlow			
	25.	05/15/89	4,830,062	Yamamoto et al.			
	26.	10/24/89	4,876,051	Campbell et al.			
	27.	10/31/89	4,877,661	House et al.			

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not the citation conforms with MPEP 609. Draw a line through the citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

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	28.	05/08/90	4,922,905	Strecker			
	29.	11/27/90	4,973,609	Browne			
	30.	06/25/91	5,026,513	House et al.			
	31.	12/10/91	5,071,609	Tu et al.			
	32.	01/07/92	5,078,726	Kreamer			
	33.	03/24/92	5,098,625	Huang et al.			
	34.	04/28/92	5,108,424	Hoffman			
	35.	05/05/92	5,110,527	Harada et al.			
	36.	06/16/92	5,122,154	Rhodes			
	37.	06/23/92	5,123,917	Lee			
	38.	06/08/93	5,217,483	Tower			
	39.	06/15/93	5,219,355	Parodi et al.			
	40.	11/02/93	5,258,020	Froix			
	41.	05/03/94	5,308,664	House et al.			
	42.	05/31/94	5,316,023	Palmaz			
	43.	11/01/94	5,360,443	Barone et al.			
	44.	01/24/95	5,383,928	Scott et al.			
	45.	02/14/95	5,389,106	Tower			
	46.	06/20/95	5,425,765	Tiefenbrun et al.			
	47.	09/02/97	5,662,713	Anderson et al.			
	48.	03/02/99	5,876,445	Anderson et al.			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Ref. No.	Date	Document No.	Country	Class	Subclass	Translation YES NO
	49.	04/05/78	1 506 432	United Kingdom			
	50.	04/22/80	6-1143	Japan			
	51.	10/03/83	58-44378	Japan			
	52.	05/08/86	61-17648	Japan			
	53.	05/13/87	0 221 570 B1	EPC			

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54.	07/07/87	62-152467	Japan				
55.	08/19/87	0 232 543 A2	Europe				
56.	05/18/88	0 267 719 A2	EPC				
57.	06/01/88	0 269 449 A2	EPC				
58.	10/04/89	0 335 341 A1	EPC				
59.	03/08/90	2-69220	Japan				
60.	12/13/90	DE 3918736 A1	Germany				
61.	05/30/91	WO 91/07203	PCT				
62.	09/19/91	WO 91/13648	PCT				
63.	12/18/91	0 461 791 A1	EPC				
64.	07/14/93	0 551 179 A1	EPC				
65.	09/16/93	WO 93/17636	PCT				
66.	01/20/94	WO 94/01056	PCT				
67.	06/09/94	WO 94/12136	PCT				
68.	06/12/94	WO 94/13224	PCT				

OTHER DOCUMENTS

(including author, title, Date, Pertinent Pages, Etc.)

Examiner Initials	Ref. No.	Title
	69.	International Search Report mailed on Augut 10, 1995, for PCT patent applicarion no. PCT/US95/07258 filed on June 7, 1995, 5 pages
	70.	Julio C. Palmaz, "Uses of Ballon Expandable Stents in Combination with PTFE", W.B. Saunders Company, Ltd., pp. 36-42, 1994

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